

**Village Council
Monday,
September 20, 2010
7:00 PM**

Minutes

Call to Order: Mrs. Rush-Ekelberry called the meeting to order at 7:33pm

Pledge of Allegiance: Mr. Donahue led the Pledge of Allegiance.

Roll Call:

John Bender	Rick Deeds	Steve Donahue	
Marilyn Rush-Ekelberry		Leah Turner	James Wynkoop

Dr. Bender moved to excuse Mrs. Mershon; seconded by Mr. Wynkoop.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Approval of Minutes:

Mr. Wynkoop moved to approve the minutes from the September 7th, 2010 meeting; seconded by Mr. Deeds.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Communications & Petitions:

A presentation was given by Mr. Ron Mills, Executive Director and Ms. Lynda Sudderberg, CPA, CFO of the Solid Waste Authority of Central Ohio

Ron Mills presented information regarding SWACO's proposed rate increase. Information was passed out to the Council members. SWACO proposed, in early July, an increase in the tip fee for material that they take in for disposal. The average household would have an increase of \$0.50 per month. This is a \$6 / ton rate increase. The average household generates a ton of waste in a year. This increase would be phased in over two years. That increase will generate \$5.4 million per year in additional revenue per year to SWACO.

That \$5.4 million will be spent as follows...

\$650,000 – Complete reconstruction of the Morse Road transfer station.

\$3.5 million – replacing equipment

\$1.25 million – to retire the debt incurred for expansion of the landfill through 2015.

The Morse Road transfer station is beyond repair. Last year \$350,000 was spent to maintain it in a marginally functional condition. It is beginning to cost more to repair than to buy new. This facility is critical to SWACO to serve the northern parts of Franklin County. Daily there are requests from suburban communities to use its capacity, but there is none available. The engineering design is completed. If the rate increase is adopted, it will go to bid within 30-45 days. Construction will begin in the spring and within 16 months, the capacity will be doubled.

The \$3.5 million on replacement equipment is needed because currently \$35 million in on road and off road vehicles. Each year 10% of the total fleet is retired. In the past, SWACO has issued debt to retire the vehicles. That is not smart. The life span of the vehicle is only 5-7 years. We need to stop the practice of creating unsustainable debt services. We will continue to issue debt to expand the landfill, but not to replace vehicles.

The construction of new land fill cells between now and 2015 will use the remainder of the new revenue. New access to the landfill will be created. This will be necessary after the interchange project at 71/665 area.

They have been looking for ways to eliminate unnecessary spending for the last 4 years. \$1million has been saved through cuts in programs and workforce reduction. It was \$1million in money they didn't have. They were borrowing beyond their means.

Landfill chart was presented. SWACO had one of the largest landfills in the state. They are not just a landfill, but a solid waste district. Under state law they have to fund many programs, such as, recycling education and drop box. They have allowed themselves to fall behind the market in terms of what they are charging and the services they provide. Large landfills around Ohio have higher gate fees.

If they do not get the rate increase they will not be able to pay for all of their operations. They will have to restrict their hours and possibly close the Morse Rd transfer station. It will result in considerable back up of trucks and the waste will sit on curbs longer.

Mr. Mills went over the FAQ's on page 12; some of which were that the revenue generated will only be used for purposes described previously and that there is no way to reduce the rate or slow the hike to avoid being in the red.

Mr. Donahue asked many questions regarding extraneous money they are spending and other possible avenues of resolving this situation. Discussion ensued. Mr. Hollins asked if he was authorized to tell us that they will not vote on the 29th. They have been asking for more time to get questions answered. He stated that he could not say that. He hoped that these meetings will allow time for those questions to be answered.

Further discussion and question/answer session ensued.

A memorandum was received from Penny Miller of the Canal Winchester Human Services regarding the Bi-Annual General meeting set for Tuesday, September 21, 2010.

Village Residents Comments:

Five-minute limit per person

A resident from 6649 Lakeview Circle stated that he went to a meeting with SWACO last year where Mr. Hollins asked Director Mills why they didn't have a long term consolidation plan and he received no response. Also at that meeting, he asked to speak to talk to Commissioner Brooks. She stated that she would find another time to speak to him and he never heard from her again. In regards to closing

the Morse Rd transfer station, why would so much money be spent to keep it open when there was no problems closing the transfer station in Canal Winchester. The only difference he sees is that Morse Rd. is in Columbus. Finally, he stated that the Columbus Dispatch editorial stated none of the revenue would go to paying off the debt of the trash-burning power plant. It would seem like the fair thing to do would be to go back to Columbus and have them start paying toward that debt.

ORDINANCES:

THIRD READING

Sponsor: Mr. Donahue

O-10-08D AN ORDINANCE TO SET RATES FOR SPACE AT A BABY/MATERNITY ITEM SALE

Mr. Donahue read the ordinance and moved to adopt Ordinance 39-10; seconded by Mrs. Turner.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

SECOND READING

Sponsor: Mr. Donahue

O-10-09B AN ORDINANCE TO AUTHORIZE THE MAYOR AND FINANCE DIRECTOR TO
ENTER INTO A CONTRACT WITH SEALS CONSTRUCTION, INC. FOR THE
CONSTRUCTION OF ROADWAY AND PARKING AT WALNUT CREEK PARK

Mr. Donahue read the ordinance; second reading only.

RESOLUTIONS:

THIRD READING

Sponsor: Mr. Donahue

R-10-08E A RESOLUTION IN SUPPORT OF THE CANAL WINCHESTER JOINT RECREATION
DISTRICT BOND AND OPERATING LEVIES ON THE NOVEMBER 2, 2010 BALLOT

Mr. Donahue read the resolution and moved to adopt Resolution 11-10; seconded by Mr. Wynkoop.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

FIRST READING

Sponsor: Mr. Deeds

R-10-09A A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY
THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR

Mr. Deeds read the resolution and moved to suspend the rules for the second and third reading;
seconded by Mrs. Rush-Ekelberry.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Mr. Deeds moved to adopt Resolution 12-10; seconded by Mr. Donahue.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Sponsor: Mr. Wynkoop
R-10-09B A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE VILLAGE OF CANAL WINCHESTER FOR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN

Mr. Wynkoop read the resolution and moved to suspend the rules for the second and third reading; seconded by Mrs. Turner.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Mr. Wynkoop moved to adopt Resolution 13-10; seconded by Mr. Deeds.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Tabled Ordinances

Sponsor: Mrs. Rush-Ekelberry (Postponed Indefinitely at Third Reading)
O-10-05F AN ORDINANCE TO AMEND PART 11 OF THE CODIFIED ORDINANCES AND THE ZONING MAP OF THE VILLAGE OF CANAL WINCHESTER, REZONING 1.9 ACRES FROM GENERAL COMMERCIAL (GC) TO PLANNED RESIDENTIAL DISTRICT (PRD), OWNED BY WATERLOO CROSSING LIMITED, LOCATED ON THE SOUTHWEST SIDE OF WEST WATERLOO STREET, APPROXIMATELY 100 FEET WEST OF WINCHESTER CEMETERY ROAD

Mayor's Report:

Mr. Wynkoop moved to accept the August report of the Clerk of the Mayor's Court; seconded by Dr. Bender.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed.

Mayor Ebert stated that the presentation given by Mr. Mills tonight was totally different than the presentation he gave to the SWACO Board.

Fairfield County Sheriff:

Sgt. Kern read his report and noted that they are starting to see drug paraphernalia (specifically heroin) along with the defendants charged with petty theft. He doesn't believe that is going to go away soon due to the economy.

Village Solicitor:

Mr. Hollins thanked Council and staff for taking the leadership on the issue with SWACO and stated that there will be a need for an executive session this evening for the purpose of discussing a quasi-judicial matter; the Bakitis appeal.

The financial statement for August 2010 was presented. The Charter will be on the ballot as a ballot issue. Red-lined versions of the Charter will be mailed to every voter in the village. It is more economical to create and mail them out than to buy the advertising.

Ms. Osborn thanked Mr. Hollins and his firm for their work on the SWACO issue and apologized that they have seemed to become a target of the SWACO Authority Board.

Public Works Director:

The Town Hall windows project will start this week. It will be about 60 days in length with minor closures of sidewalks in the area.

The fall street planting ordinance will be at the next Council meeting. It will have 84 trees.

Gender Rd. was just micro-surfaced by ODOT. The Village had very little input into what was done and how it was done. Many complaints were received and there was very poor communication with the Village. The Deputies were called out and dispatched to the area several times. A formal complaint will be lodged with ODOT.

Storm repairs and paving was done at the corner of Lithopolis / Gender. Drainage repairs were completed as well.

The drainage project for Walnut Creek Park is complete.

Hydrants will continue to be flushed through October.

Development Director:

Next week, there will be the third meeting of the Downtown zoning subcommittee that is looking at the Historic District and preservation areas. The goal is to make the process more clear and specific and make the process a lot cleaner for the applicant.

CWICC will be meeting again soon in early October.

Community Affairs Director:

Nothing to report.

Council Reports:

Old Town Committee

Finance Committee Monday, October 4, 2010 at 5:45 PM

Service Committee

- Cable vendors are being asked to come to the next meeting.

Safety Committee Wednesday, October 6, 2010 at 9:00 AM – 36 S High St - LLCR

Committee of Whole Monday, November 29, 2010 at 6:30 PM

CW Joint Recreation District Representative

CW Human Services Representative-meet tomorrow at 7pm

Main Street Canal Winchester Representative

Canal Winchester Industry & Commerce Corporation Representative

Old/New Business:

Dr. Bender stated that Mary Miles passed away yesterday. She was a great community leader and founded Faith Edu-care. She was a tremendous person and missionary. She will be missed.

Adjourn to Executive Session:

Mr. Deeds moved to adjourn to executive session; seconded by Mr. Wynkoop.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed. Time out 9:20pm Time back in 9:48pm

Adjournment:

Mr. Deeds moved to adjourn the meeting; seconded by Mr. Wynkoop.

VOTE: **AYES** Dr. Bender, Mr. Donahue, Mr. Wynkoop
 Mrs. Rush-Ekelberry, Mrs. Turner, Mr. Deeds

NAYS

Motion passed. Time out 9:49pm

Clerk of Council

President of Council

Date

Mayor

NOTE: The minutes set forth herein are an extract of the Council meetings. Anyone desiring a transcript of the complete minutes of the Council meeting may obtain the same at a cost of \$10.00 per page.